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February 11, 2022

Application granted. Fee motion due 30 days after the earliest of the following dates: (i) written notification from defendants that they are not going to appeal the 2/10/22 Opinion and Order (ECF No. 56 (the "Order")); (ii) the expiration of defendants' time to file a notice of appeal of the Order, without their having done so; or (iii) the resolution of any appeal taken by defendants from the Order.

Re: Magalios v. Peralta, et al. SO ORDERED.
Case No. 19-cv-6188 (CS)

Your Honor:


CATHY SEIBEL, U.S.D.J.

The undersigned represents plaintiff in the above matter. I write to 1) notify the Court and defense counsel that plaintiff accepts the Court's reduced punitive damages award in the total amount of \$500,000, as set forth in the Court's February 10, 2022 Opinion and Order; and 2) request that plaintiff's time to file his application for attorney's fees pursuant to 42 U.S.C. § 1988 be extended to 30 days after the earliest of the three following dates: (i) written notification from defendants that they are not going to appeal the Opinion and Order; (ii) the expiration of defendants' time to file a notice of appeal, without their having done so; or (iii) the resolution of any appeal taken by defendants from the Opinion and Order. I have consulted with defense counsel, and they join in this application.

2/11/22

Granting the requested extension would serve the interest of judicial economy, by avoiding the prospect of multiple fee applications.

Thank you for your consideration.

Very truly yours,


Edward Sivin

Cc: All counsel (via ECF)